



July 31, 2008

VIA ECF

The Honorable Theodore H. Katz
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007

Re: Matos v. 738 Restaurant Corp. et al, 08-CV-979 (AKH)(THK)

Dear Judge Katz,

I represent the plaintiffs in the above-titled FLSA case. On June 27, 2008, this matter was referred to Your Honor for Settlement by Judge Alvin K. Hellerstein. I am writing to advise Your Honor that one of my clients will be unavailable due to a medical procedure on several days in August. In order to facilitate the scheduling of this matter, I would like to provide Your Honor with dates that the plaintiffs are available to appear for a settlement conference. These dates are: August 15, August 18 – 19, August 21, and September 4 – 5. We will also make ourselves available on any other date which pleases the court.

Warm Regards,

\s\

Elizabeth Wagoner

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